

**RESOLUTION OF THE GOVERNING BODY OF
THE THREE AFFILIATED TRIBES OF THE
FORT BERTHOLD RESERVATION**

WHEREAS, This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act; and

WHEREAS, The Constitution of the Three Affiliated Tribes generally authorizes and empowers the Tribal Business Council to engage in activities on behalf of and in the interest of the welfare and benefit of the Tribes and of the enrolled members thereof; and

WHEREAS, Article VI, Section 5(c) of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to administer the funds within the exclusive control of the Tribes and to make expenditures from available Tribal funds for public purposes of the Tribes; and

WHEREAS, The Fort Berthold Coalition Against Domestic Violence, a nonprofit corporation chartered by the Three Affiliated Tribes, acknowledges liability to the Internal Revenue Service (IRS) for unpaid payroll taxes assessed during calendar years 1993 and 1994, and has negotiated with the IRS the reduction of the total current claim in the amount of \$37,964.95 down to the amount of \$19,028.37, which amount represents the original assessment, less the accrued interest and penalties; and

WHEREAS, The principal reason the Coalition was unable to make payment of its required payroll taxes in 1993 and 1994 was the failure of the prior Tribal Administration to return to the Coalition the majority of its net gaming revenues paid to the Tribal Gaming Commission, as the prior Administration had assured the Coalition it would do; and

WHEREAS, It is the considered judgment of the Tribal Business Council that it would clearly be in the best interests of the Three Affiliated Tribes generally and the people served by the Coalition's program specifically to make payment to the IRS of the negotiated settlement amount;

NOW, THEREFORE, BE IT RESOLVED, That the Tribal Business Council of the Three Affiliated Tribes hereby authorizes and directs that immediate payment in the total amount of \$19,028.37 be made to the Internal Revenue Service, as and for full

Resolution #97-78-DSB

and final settlement of the liability of the Fort Berthold Coalition Against Domestic Violence for the assessed 1993 and 1994 federal payroll taxes.

C E R T I F I C A T I O N

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, 7 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 14th day of March, 1997; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 6 members, 0 members opposed, 0 members abstained, 1 not voting, and that said Resolution has not been rescinded or amended in any way.

Dated this 14th day of March, 1997.

Daylon Spotted Bear
Secretary, Tribal Business Council

ATTEST:



Chairman, Tribal Business Council